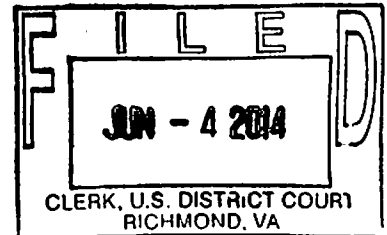


UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION



\_\_\_\_\_  
THE SCOTTS COMPANY LLC,  
an Ohio Limited Liability  
Company,

Plaintiff,

v.

PENNINGTON SEED, INC.,  
a Delaware Corporation,

Defendant.  
\_\_\_\_\_

Civil Action No.: 3:14-cv-248

JURY TRIAL DEMANDED

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff, The Scotts Company LLC, through its undersigned counsel, hereby voluntarily dismisses this action without prejudice. Defendant has not been served with the Complaint, nor have they Answered the Complaint.

It is SO ORDERED.

\_\_\_\_\_  
/s/  
James R. Spencer  
Senior U. S. District Judge

ENTERED this 3<sup>rd</sup> day of June 2014.